

## Message Text

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PAGE 01 BONN 07147 01 OF 02 281759Z

42

ACTION TRSE-00

INFO OCT-01 EUR-12 ISO-00 EB-07 L-03 H-02 PM-04 CIAE-00

INR-07 NSAE-00 DODE-00 /036 W

----- 040512

P R 281712Z APR 76

FM AMEMBASSY BONN

TO SECSTATE WASHDC PRIORITY 8450

INFO USMISSION USBERLIN

AMCONSUL BREMEN

AMCONSUL FRANKFURT

AMCONSUL STUTTGART

AMCONSUL DUSSELDORF

AMCONSUL HAMBURG

AMCONSUL MUNICH

CINC USAREUR HEIDELBERG

CINC EUR VAIHINGEN

CINC USAFE RAMSTEIN

UNCLAS SECTION 01 OF 02 BONN 07147

USBER FOR JON GREENWALD

USAREUR FOR ARMY CLAIMS SERVICE EUROPE AND AEAJA/IA

E.O. 11652: N/A

TAGS: EFIN

SUBJECT: REPORT TO CONGRESS ON SIGNIFICANT US  
GOVERNMENT CLAIMS AGAINST FOREIGN GOVERNMENTS

REF: STATE A-2021

1. EMBASSY ON APRIL 27 RECEIVED REPAIR REQUESTING  
REPORT ON ALL USG CLAIMS AGAINST FOREIGN GOVERNMENTS  
(FRG) EXCEEDING FIVE HUNDRED THOUSAND DOLLARS.  
DIVERSITY OF US/FRG RELATIONS, ESPECIALLY MILITARY  
RELATIONS, MAKES IT IMPOSSIBLE TO REPLY TO THIS REQUEST  
DEFINITELY BY APRIL 28. MOREOVER, EMBASSY IS NOT IN  
BEST POSITION WITHIN USG TO COORDINATE COLLATION OF  
SUCH INFORMATION. HOWEVER, EMBASSY ADMINISTRATIVE  
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PAGE 02 BONN 07147 01 OF 02 281759Z

SECTION IS NOT AWARE OF ANY QUALIFYING USG CLAIMS

WITHIN ITS AREA OF RESPONSIBILITY.

2. PENDING YOUNG LOAN PROCEEDINGS BEFORE KOBLENZ ARBITRAL TRIBUNAL COME TO MIND, BUT AS MATTER IS CURRENTLY SUBJECT OF INTERNATIONAL ARBITRATION PROCEEDING, IT MAY NOT BE THOUGHT TO QUALIFY AS CLAIM WITHIN MEANING OF CONGRESSMAN BROOK'S REQUEST. QUESTION OF RESIDUAL VALUE OF US MILITARY INSTALLATIONS IN FRG ALSO MAY BE ENCOMPASSED BY CONGRESSIONAL REQUEST. HOWEVER, IN VIEW OF ITS LONG HISTORY, PENDING REVIEW OF US POSITION VIS-A-VIS FRG, AND INDEFINITE AMOUNTS INVOLVED -- BOTH RE CLAIMS AND COUNTER CLAIMS, EMBASSY LEAVES IT TO DEPARTMENT (EUR/CE) TO JUDGE WHETHER THIS MATTER SHOULD BE CHARACTERIZED AND INCLUDED AS CLAIM.

3. THIS REPLY IS BEING MADE ON BEHALF OF ALL CONSULAR POSTS IN FRG. EMBASSY DOES NOT BELIEVE THAT OUR STATUS IN BERLIN COULD GIVE RISE TO ANY QUALIFYING USG CLAIMS AGAINST FRG IN CONNECTION WITH BERLIN OCCUPATION COSTS OR OTHER BERLIN MATTERS.

4. WE DO NOT KNOW FROM REFERENCE AIRGRAM WHETHER DOD AND OTHER USG AGENCIES HAVE ALSO BEEN TASKED WITH A CLAIMS REPORT. EMBASSY IS INFORMING HEADQUARTERS EUCOM, USAREUR AND USAF HEREBY IN EVENT THAT ANY QUALIFYING CLAIMS NOT KNOWN TO EMBASSY MAY EXIST BASED ON US MILITARY PRESENCE IN FRG. EMBASSY IS AWARE OF USG CLAIM AGAINST FRG FOR REPLACEMENT OF F-4 AIRCRAFT MADE AVAILABLE FOR FRG AIR FORCE TRAINING PURPOSES AND LOST IN 1974. MOREOVER, THERE IS A PENDING CLAIM BY US AGAINST FRG FOR TRAINING COSTS IN CONNECTION WITH FRG AIR FORCE PILOT TRAINING IN ARIZONA FOR F-104'S.

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PAGE 01 BONN 07147 02 OF 02 281800Z

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P R 281712Z APR 76  
FM AMEMBASSY BONN  
TO SECSTATE WASHDC PRIORITY 8451  
INFO USMISSION USBERLIN  
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UNCLAS SECTION 02 OF 02 BONN 07147

IN BOTH FRG LIABILITY IS NOT BEING DENIED BUT FRG  
COUNTER CLAIMS AND MODALITIES OF MEETING FRG LIABILITY  
ARE STILL UNDER DISCUSSION. THESE TWO MATTERS HAVE BEEN  
SUBJECT OF CORRESPONDENCE BETWEEN EMBASSY DCM CASH AND  
ASSISTANT TO SECRETARY OF USAF/DOD, PHILLIP HILBERT.  
EMBASSY LEAVES IT TO DEPARTMENT TO COORDINATE WITH USAF  
ON WHETHER AND HOW TO INCLUDE THESE TWO CLAIMS AND  
ANY OTHERS KNOWN TO DOD IN PRELIMINARY REPORT REQUESTED  
BY CONGRESSMAN BROOKS.

5. THE KNOWN EXISTENCE OF ONLY TWO CLEAR-CUT CLAIMS,  
BOTH IN THE MILITARY FIELD, EMPHASIZE THE QUESTIONABLE  
POSITION OF THE EMBASSY DEFINITELY TO PROVIDE INFOR-  
MATION ON THE TOTALITY OF USG CLAIMS AGAINST FRG. IT  
SUGGESTS, MOREOVER, THAT FINAL COORDINATION ON SUCH  
INFORMATION MIGHT BEST TAKE PLACE WITHIN STATE AND  
BETWEEN STATE AND DOD IN WASHINGTON.

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PAGE 02 BONN 07147 02 OF 02 281800Z

6. SHOULD EUCOM, USAREUR OR USAF BRING ADDITIONAL  
QUALIFYING CLAIMS TO EMBASSY'S ATTENTION, THEY WILL BE  
REPORTED ASAP. WE UNDERSTAND THAT MILITARY CHANNELS  
TASKED AT LEAST USAREUR WITH SIMILAR REQUEST, AND THAT  
ARMY CLAIMS SERVICE EUROPE RESPONDED VIA USAREUR ABOUT  
ONE WEEK AGO THAT THERE WERE NO QUALIFYING TORT RPT TORT  
CLAIMS AGAINST FRG KNOWN TO SERVICE.  
HILLENBRAND

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## Message Attributes

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**Current Classification:** UNCLASSIFIED  
**Concepts:** CLAIMS, REPORTS, DEBT REPAYMENTS  
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**Draft Date:** 28 APR 1976  
**Decaption Date:** 01 JAN 1960  
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**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
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**Disposition Comment:**  
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**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
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Margaret P. Grafeld  
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**Review Transfer Date:**  
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**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** REPORT TO CONGRESS ON SIGNIFICANT US GOVERNMENT CLAIMS AGAINST FOREIGN GOVERNMENTS  
**TAGS:** EFIN, CPRS, US, GE  
**To:** STATE  
**Type:** TE  
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